

TI-902

Prepared: November 30, 2000

Short Description:

Storage Tank Regulations.

Inquiry:

Following are the caller's questions of November 8, 2000 regarding underground storage tank regulations in the state of South Carolina:

- 1) Does a 30,000 gallon underground storage tank containing #2 fuel oil, that is used primarily for heating, need to be inspected/tested yearly?
- 2) Please include a reference to the applicable regulations.

Response:

Underground storage tanks (USTs) are regulated by the South Carolina Department of Health and Environmental Control (SCDHEC) pursuant to their UST Regulation No. 61-92(R. 61-92). The Bureau of UST Management division of the SCDHEC is responsible for the implementation and enforcement of this regulation. The SCDHEC program is in accordance with the federal requirements prescribed in 40 CFR 281.

According to R. 61-92, UST's used for storing heating fuel for consumptive use on the premises where stored are excluded from regulation. Ms. Reba Fant of the SCDHEC Bureau of UST Management confirmed this exclusionary aspect of R. 61-92 in a telephone conversation on 11-16-00. The UST in question will qualify for this exemption, provided the UST stores heating fuel only and is used strictly for on-site heating purposes. Registration and testing requirements according to R. 61-92 will apply if the UST is used for purposes not related to on-site heating (i.e. storage of fuel for off-site heating, storage of substances other than heating fuel, commercial sale of fuel, etc.).

The Office of Business Performance Environmental Management Technical Guides specifies for each field office where there is a GSA-owned/operated underground tank, that the field office manager shall develop a management plan for the tanks under his/her jurisdiction. As part of this plan, each underground tank must be inspected for leaks at least once and a plan for ongoing leak detection tests and repairs must be developed.

The materials in this TI have been prepared for use by GSA employees and contractors and are made available at this site only to permit the general public to learn more about NEPA. The information is not intended to constitute legal advice or substitute for obtaining legal advice from an attorney licensed in your state and may or may not reflect the most current legal developments. Readers should also be aware that this response is based upon laws, regulations, and policies in place at the time it was prepared and that this response will not be updated to reflect

changes to those laws, regulations and policies.